

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: NATIONAL FOOTBALL  
LEAGUE PLAYERS' CONCUSSION  
INJURY LITIGATION

No. 12-md-2323 (AB)

MDL No. 2323

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**THIS DOCUMENT RELATES TO:**

**Plaintiffs' Master Administrative Long-  
Form Complaint and (if applicable)  
Tyrone Keys  
v. National Football League [et al.],  
No. 12-cv-01024-AB**

**SHORT FORM COMPLAINT**

**IN RE: NATIONAL FOOTBALL  
LEAGUE PLAYERS' CONCUSSION  
INJURY LITIGATION**

**JURY TRIAL DEMANDED**

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**SHORT FORM COMPLAINT**

1. Plaintiff Tyrone Keys, bring(s) this civil action as a related action in the matter entitled IN RE: NATIONAL FOOTBALL LEAGUE PLAYERS' CONCUSSION INJURY LITIGATION, MDL No. 2323.
2. Plaintiff is filing this short form complaint as required by this Court's Case Management Order No. 2, filed April 26, 2012.
3. Plaintiff incorporates by reference the allegations (as designated below) of the Master Administrative Long-Form Complaint, as may be amended, as if fully set forth at length in this Short Form Complaint.
4. Plaintiff Tyrone Keys, is filing this case on his own behalf.

5. Plaintiff, Tyrone Keys, is a resident and citizen of Lutz, Hillsborough County, Florida and claims damages as set forth below.

6. Plaintiff Tyrone Keys has been married to Bessie Ruth Keys since November 29, 1981.

7. On information and belief, Plaintiff Tyrone Keys sustained repetitive, traumatic sub-concussive and/or concussive head impacts during NFL games and/or practices. On information and belief, Plaintiff Tyrone Keys suffers from symptoms of brain injury caused by the repetitive, traumatic sub-concussive and/or concussive head impacts Tyrone Keys sustained during NFL games and/or practices. On information and belief, Tyrone Keys symptoms arise from injuries that are latent and have developed and continue to develop over time.

8. The original complaint by Plaintiff in this matter was filed in the Circuit Court of Hinds County, Mississippi, the First Judicial District. This case was removed to the United States District Court for the Southern District of Mississippi on September 13, 2013. If the case is remanded, it should be remanded to the Circuit Court of Hinds County, Mississippi, the First Judicial District or to the United States District Court for the Southern District of Mississippi.

9. Plaintiff claims damages as a result of [check all that apply]:

  X   Injury to Herself/Himself

     Injury to the Person Represented

     Wrongful Death

     Survivorship Action

X   Economic Loss

  X   Loss of Services

  X   Loss of Consortium

**DEFENDANTS**

10. Plaintiff brings this case against the following Defendants in this action:

  X   National Football League

  X   NFL Properties, LLC

  X   Riddell, Inc.

  X   All American Sports, Inc. (d/b/a Riddell Sports Group, Inc.)

  X   Riddell Sports Group, Inc.

  X   Easton-Bell Sports, Inc.

  X   Easton-Bell Sports, LLC

  X   EB Sports Corporation

  X   RBG Holdings Corporation

11. As to each of the Riddell Defendants referenced above, the claims asserted are:

  X   design defect;   X   informational defect;   X   manufacturing defect.

12.   X   Tyrone Keys wore one or more helmets designed and/or manufactured by the Riddell Defendants during one or more years he played in the NFL.

13. Tyrone Keys played in   X   the National Football League (“NFL”) during 1983 - 1987 for the following teams: Chicago Bears (1983 - 1985); and the Tampa Bay Buccaneers (1986 - 1987).

**CAUSES OF ACTION**

14. Plaintiff herein adopts by reference the following Counts of the Master Administrative Long-Form Complaint, along with the factual allegations incorporated by reference in those Counts:

  X   Count I (Action for Declaratory Relief – Liability (Against the NFL))

  X   Count II (Medical Monitoring (Against the NFL))

  X   Count III (Wrongful Death and Survival Actions (Against the NFL))

  X   Count IV (Fraudulent Concealment (Against the NFL))

  X   Count V (Fraud (Against the NFL))

  X   Count VI (Negligent Misrepresentation (Against the NFL))

     Count VII (Negligence Pre-1968 (Against the NFL))

  X   Count VIII (Negligence Post-1968 (Against the NFL))

  X   Count IX (Negligence 1987-1993 (Against the NFL))

     Count X (Negligence Post-1994 (Against the NFL))

     Count XI (Loss of Consortium (Against the NFL and Riddell Defendants))

X Count XII (Negligent Hiring (Against the NFL))

X Count XIII (Negligent Retention (Against the NFL))

X Count XIV (Strict Liability for Design Defect (Against the Riddell Defendants))

X Count XV (Strict Liability for Manufacturing Defect (Against the Riddell Defendants))

X Count XVI (Failure to Warn (Against the Riddell Defendants))

X Count XVII (Negligence (Against the Riddell Defendants))

X Count XVIII (Civil Conspiracy/Fraudulent Concealment (Against All Defendants))

15. Plaintiff asserts the following additional causes of action [write in or attach]:

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**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff prays for judgment as follows:

A. An award of compensatory damages, the amount of which will be determined at trial;

- B. For punitive and exemplary damages as applicable;
- C. For all applicable statutory damages of the state whose laws will govern this action;
- D. For medical monitoring, whether denominated as damages or in the form of equitable relief;
- E. For an award of attorneys' fees and costs;
- F. An award of prejudgment interest and costs of suit; and
- G. An award of such other and further relief as the Court deems just and proper.

**JURY DEMANDED**

Pursuant to Federal Rule of Civil Procedure 38, Plaintiff hereby demands a trial by jury.

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Respectfully submitted this the 22nd day of October, 2013

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